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Attorneys for Defendants  
DIGITAL VIDEO SYSTEMS, INC.,  
DOUGLAS WATSON and MALI KUO

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

GLENBROOK CAPITAL LIMITED	)	Case No. C 07-02377 JSW
PARTNERSHIP,	)	
	)	<b>STIPULATION AND <del>PROPOSED</del></b>
Plaintiffs,	)	<b>ORDER EXTENDING DATE TO</b>
	)	<b>RESPOND TO PLAINTIFF'S SECOND</b>
vs.	)	<b>AMENDED COMPLAINT</b>
	)	<b>(Civ. L.R. 6-1, 6-2)</b>
MALI KUO, <i>et al.</i> ,	)	
	)	
Defendants.	)	
_____	)	

Pursuant to Civ. L.R. 6-1(b) and 6-2(a), Plaintiff Glenbrook Capital Limited Partnership ("Plaintiff") and Defendants Digital Video Systems, Inc., Douglas Watson and Mali Kuo (collectively "Defendants"), by and through their respective counsel, stipulate and agree as follows:

WHEREAS Defendants' response to Plaintiff's Second Amended Complaint is presently due no later than June 18, 2008, and

1 WHEREAS due to the unavailability of the principal attorney assigned to briefing in this  
2 case for almost a month due to vacation schedules, Defendants request an additional two weeks  
3 to respond to Plaintiff's Second Amended Complaint;

4 IT IS HEREBY STIPULATED AND AGREED by the parties that Defendants Digital  
5 Video Systems, Inc., Douglas Watson and Mali Kuo shall file their response to Plaintiff's  
6 Second Amended Complaint no later than July 3, 2008.

8 This Stipulation is not requested for purposes of delay. The case is not yet at issue, and  
9 the initial case management conference has not been held.

10 The following time modifications have been made in this case:

- 11 • on June 13, 2007 Defendant DVS moved for an order extending until July 19, 2007 the  
12 date by which DVS was required to respond Plaintiff's original complaint, which order  
13 was granted by the Court on June 20, 2007
- 14 • on July 5, 2007 Defendants Kuo and Watson moved for an order extending until July 19,  
15 2007 the date by which they were required to respond Plaintiff's original complaint,  
16 which order was granted by the Court on July 11, 2007
- 17 • the parties previously stipulated that the Case Management Conference be continued  
18 two months from its originally-scheduled date of August 29, 2007, which the Court  
19 ordered on August 27, 2007
- 20 • following the Court's issuance of its Order granting in part and denying in part  
21 Defendants' motion to dismiss the original Complaint, the parties stipulated to an  
22 additional continuation of the Case Management Conference, which resulted in the  
23  
24  
25  
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27

1 Court's October 3, 2007 Order setting the Case Management Conference date for  
2 December 18, 2007

3 • on November 13, 2007 Defendants moved to extend the Case Management Conference,  
4 and on November 26, 2007 the Court issued a Clerk's Notice setting the Case  
5 Management Conference on January 22, 2008. On December 14, 2007, the Court issued  
6 a Clerk's Notice Rescheduling Hearing, setting the Case Management Conference on  
7 March 11, 2008

8 • on February 15, 2008 Defendants moved to continue the Case Management Conference.  
9 On February 21, 2008 the Court issued a Clerk's Notice vacating the Case Management  
10 Conference, and then on February 25, 2008 granted Defendants' motion and scheduled  
11 the Case Management Conference for May 13, 2008. On April 7, 2008 the case was  
12 reassigned to this Court, and the Case Management Conference was vacated in the  
13 Reassignment Order

14 • on April 21, 2008 the parties submitted a stipulation and proposed order to permit  
15 Plaintiff to file its Second Amended Complaint by May 19, 2008 and to permit  
16 Defendants to file their response thereto no later than 30 days thereafter. The Court  
17 granted the parties' stipulation and entered an Order on April 22, 2008.

18 By entering into this Stipulation, neither Plaintiff nor Defendants waive any rights,  
19 claims or defenses it or they might have in this action. This Stipulation constitutes the entire  
20 agreement among the parties, and may be signed in counterparts and/or by facsimile. The  
21

undersigned hereby consent to the terms set forth in this Stipulation.

Dated: June 6, 2008

KERR & WAGSTAFFE, LLP  
Attorneys for Plaintiff  
GLENBROOK CAPITAL LIMITED PARTNERSHIP

/s/ Adrian Sawyer  
By: \_\_\_\_\_  
Adrian Sawyer

Dated: June 6, 2008

TRIAL & TECHNOLOGY LAW GROUP  
A Professional Corporation  
Attorneys for Defendants  
DIGITAL VIDEO SYSTEMS, INC.,  
DOUGLAS WATSON and MALI KUO

/s/ Robert A. Spanner  
By: \_\_\_\_\_  
Robert A. Spanner

**DECLARATION OF CONSENT**

Pursuant to General Order No. 45, Section X(B) regarding signatures, I attest under penalty of perjury that concurrence in the filing of this document has been obtained from Adrian Sawyer.

Dated: June 6, 2008

TRIAL & TECHNOLOGY LAW GROUP  
A Professional Corporation  
Attorneys for Defendants  
DIGITAL VIDEO SYSTEMS, INC.,  
DOUGLAS WATSON and MALI KUO

/s/ Robert A. Spanner  
By: \_\_\_\_\_  
Robert A. Spanner

**ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: June 9, 2008

  
UNITED STATES DISTRICT COURT JUDGE